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10/025460
12/26/01

Date: December 26, 2001

Docket No.: 2119-0171P

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/773,751 filed on February 2,
2001, the entire contents of which are hereby incorporated by
reference,
by

John R. KARPINSKY, Daniel M. BROWN, Rodney L. CLARK

for

FIBER OPTIC SWITCH PROCESS AND OPTICAL DESIGN

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2. The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$740.00	\$370.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	19-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	4-3 =	1	x 84 = \$0.00	x 42 = \$42.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
			TOTAL	\$412.00

3. A check in the amount of \$412.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:

a. --This application is a continuation divisional continuation-in-part of co-pending Application No. 09/773,751, filed on February 2, 2001, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. 60/180,138 filed in U.S.A. on February 3, 2000 under 35 U.S.C. § 119.-

b. --This application is a continuation divisional continuation-in-part of co-pending Application No. 09/773,751, filed on February 2, 2001 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/773,751 is the national phase of PCT International Application No. PCT/____/ filed on ____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. filed in _____ on _____ under 35 U.S.C. § 119.--

6. Enclosed is/are Seven (7) sheet(s) of formal drawings and/or photographs.
- 7a. A statement claiming small entity status was filed in prior Application No. 09/773,751 on _____. See the attached copy of the statement claiming small entity status.
- 7b. The current application qualifies for small entity status.
8. The prior application is assigned to _____.
9. A Preliminary Amendment is enclosed.
- 10a. Priority of Application No(s). _____ filed in _____ on _____ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on _____.
- 10b. Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119 are hereby reclaimed.
11. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000
or
Customer No. 2292
13. An extension of time for five (5) month(s) until December 22, 2001 has been submitted in parent Application No. 09/773,751 in order to establish co-pendency with the present application.
14. Also enclosed herewith is the following:

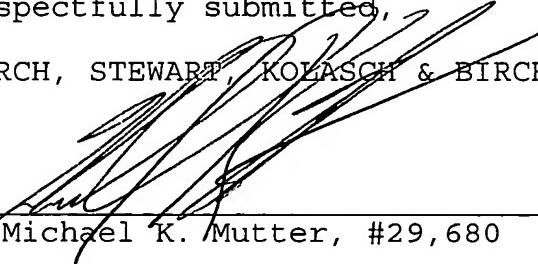
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Michael K. Mutter, #29,680

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Attachments

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